

Date Mailed August 19, 2003

BEFORE THE
PUBLIC SERVICE COMMISSION OF WISCONSIN

Application of Wisconsin Electric Power Company; Wisconsin Energy Corporation; and W.E. Power, LLC; for a Certificate of Public Convenience and Necessity for Construction of Three Large Electric Generation Facilities, the Elm Road Generating Station, and Associated High Voltage Transmission Interconnection Facilities to be Located in Milwaukee and Racine Counties 05-CE-130

Application for Approval of Affiliated Interest Agreements Between Wisconsin Electric Power Company and Elm Road Generating Station 05-AE-118

**SCHEDULING ORDER FOR
SUBMISSION OF WRITTEN TESTIMONY BY MEMBERS OF THE PUBLIC**

A status conference was held on August 14, 2003, at which the parties discussed methods of allowing members of the public to submit testimony in writing, as an alternative to appearing in person at a hearing and testifying orally. Granting members of the public this opportunity has the benefit of increasing public access to Commission proceedings, and can ease the burden of public participation.

After considering the comments and concerns identified by parties at this status conference, and there being no objection, IT IS ORDERED THAT:

1. In lieu of appearing at the hearing sessions that the Commission has scheduled for these dockets on September 17 to 19, 2003, and testifying orally, members of the public may submit testimony in writing. Written testimony must be limited to the writer's personal knowledge or personal opinions.

2. The Commission will accept written testimony from members of the public that it receives by mail from August 25, 2003, to September 15, 2003. These are the dates when the Commission's technical hearing sessions are scheduled to occur. Written testimony may be postmarked prior to August 25, 2003, but must be received by the Commission no sooner than August 25 and no later than September 15, 2003. All written testimony shall include the phrase "Dockets 05-AE-118 and 05-CE-130" in a heading, and shall be addressed to:

Mr. Jeffery Kitsembel, Case Coordinator
Public Service Commission of Wisconsin
P.O. Box 7854
Madison, WI 53707-7854

3. The Commission will also accept written testimony from members of the public who appear at any of the Commission's public hearing sessions, scheduled for September 17 to 19, 2003. Members of the public may prepare their written testimony in advance and submit it at one of these hearing sessions, or may write out their testimony while attending a public hearing session. The Commission will have writing material available for use at its public hearing sessions.

4. The Commission will distribute to the parties, at the next hearing session held after the receipt of the testimony by the Commission, a copy of all written testimony filed with the Commission since the preceding hearing session. The Commission will copy all written testimony offered at a hearing session and distribute a copy to the parties at that session.

5. Testimony offered by a member of the public in lieu of testifying orally is subject to objection as if it were offered orally. Objections will be heard prior to the admission of the written testimony. Members of the public offering written testimony should understand that their testimony may not be admitted, if objected to. Members of the public who have doubts about the admissibility of their written testimony should plan to attend a public hearing session so as to have the opportunity to offer non-objectionable oral testimony.

6. No party or staff may sponsor written testimony in lieu of oral testimony other than pre-filed testimony already approved.

7. This order will be posted on the Commission's website.

Dated at Madison, Wisconsin, _____

By the Commission:

David C. Whitcomb
Administrative Law Judge

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